

## FARGO CITY COMMISSION AGENDA

Monday, May 16, 2022 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.FargoND.gov/streaming](http://www.FargoND.gov/streaming). They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m. They are also included in the video archive at [www.FargoND.gov/citycommission](http://www.FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, May 2, 2022).

### **CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Addendum to Promissory Note PACE Program, Interest Buydown Agreement, Escrow Agreement and Community PACE Interest Buydown Authorization with LINCHPIN Group LLC.
- 2. 1st reading of the following Ordinances:
  - a. Relating to Classification of Ordinance Violations.
  - b. Relating to the International Building Code.
  - c. Relating to the International Residential Code.
  - d. Relating to the International Existing Building Code.
  - e. Relating to the International Mechanical Code.
  - f. Relating to the International Fuel Gas Code.
  - g. Relating to the International Property Maintenance Code.
  - h. Relating to the International Energy Conservation Code.
  - i. Relating to Fire Protection and Prevention.
  - j. Relating to Civil Service-Rules and Regulations.
- 3. Site Authorizations for Games of Chance:
  - a. Horse Race North Dakota at Edgewood Tavern.
  - b. Horse Race North Dakota at Chub's Pub.
  - c. Horse Race North Dakota at Sidestreet Grille and Pub.
  - d. Horse Race North Dakota at Sickies Garage – Fargo.
  - e. Horse Race North Dakota at Labby's Bar & Grill.
  - f. American Gold Gymnastics, Inc. at Drumconrath Brewing Co.
  - g. American Gold Gymnastics, Inc. at The Box.
  - h. Prairie Public Broadcasting, Inc. at Dempsey's.
  - i. Prairie Public Broadcasting, Inc. at Slammer's Sports Bar & Grill.
  - j. Prairie Public Broadcasting, Inc. at Pepper's.
  - k. Prairie Public Broadcasting, Inc. at Tailgator's.
  - l. Prairie Public Broadcasting, Inc. at Bison Turf.
  - m. Fargo Post 2 Baseball Club at Herds and Horns.
  - n. Team Maker's Club, Inc. at Legends Sports Bar & Grill.
  - o. Team Maker's Club, Inc. at FARGODOME.
  - p. Team Maker's Club, Inc. at Sanford Health Athletic Complex – Scheel's Arena.
  - q. Team Maker's Club, Inc. at Lucky's 13 Pub.

- r. Team Maker's Club, Inc. at Holiday Inn.
  - s. Team Maker's Club, Inc. at King Pinz.
  - t. Team Maker's Club, Inc. at Frank's Lounge.
  - u. Northern Prairie Performing Arts at the Windbreak Lounge.
  - v. Northern Prairie Performing Arts at SouthTown PourHouse – Fargo.
- 4. Applications for Games of Chance:
    - a. Dare 2 Stand Out for a raffle on 9/10/22.
    - b. Provost Guard for a raffle on 9/8/22.
    - c. FM AM Rotary for a sports pool from 9/1/22 to 2/15/23.
  - 5. Modification to the language in the Gambling Requirements under Requirement No. 1.
  - 6. Independent Auditor's Report and the City's Annual Comprehensive Financial Report for the year ending 12/31/20.
  - 7. Contract Amendment No. 2 with Houston Engineering in the amount of \$465,000.00 for Project No. FP-19-A0.
  - 8. Contract Amendment No. 3 with Houston Engineering in the amount of \$37,000.00 for Project No. FM-19-C0.
  - 9. Memorandum of Understanding Regarding Excavation of Southwest Metro Regional Pond (Project No. FP-19-A4).
  - 10. Permanent Easement (Levee and Retaining Wall for Flood Control), Permanent Easement (Storm Sewer), Easement (Temporary Construction Easement) with Paul J. and Ann L. Jarvis (Project No. FM-19-C).
  - 11. Bid award for Project No. FM-22-C1 (Nos. FM-22-C2 and FM-22-C3).
  - 12. Energy Conservation Program Grant Agreement with the North Dakota Department of Commerce.
  - 13. Receive and file General Fund – Budget to Actual through April 2022 (unaudited).
  - 14. Bid award for one anti-ice skid (RFP22080).
  - 15. Bid award for HVAC Mechanical Equipment package – Public Works (RFP22074).
  - 16. Seventh Amendment to Lease of Rights to Sewer System between City of Fargo and City of Harwood.
  - 17. ND Department of Transportation Sections 5339 and 5310 Transit Grant Agreements (CFDA #s 20.526 and 20.513).
  - 18. Change of the Drought Phase to Phase 1 (Normal).
  - 19. Request for Proposals to procure Granular Activated Carbon filter media for a rehabilitation project at the Lime Softening Water Treatment Plant.
  - 20. Contract and bond for Project No. SL-22-A1 and TN-22-B1.
  - 21. Bills.

22. Amendment No. 3 with Apex Engineering Group in the amount of \$99,892.00 for Improvement District No. BR-22-A0.
23. Temporary Road Access Easement with SV Investments, LLC and West Willowwood Apartments Fargo, LLC (Improvement District No. PR-22-G1).
24. Bid award for the following Improvement Districts:
  - a. No. BN-22-L1.
  - b. No. PN-22-A1.
25. Contract and bond for Improvement District No. BN-22-K1 and PR-22-C1.

**REGULAR AGENDA:**

26. **RESIDENT COMMENTS (Fargo residents will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments. Residents who would like to address the Commission, whether virtually or in person, must sign-up at [FargoND.gov/VirtualCommission](http://FargoND.gov/VirtualCommission)).**
27. **\*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:**
  - a. Maplewood Estates Second Addition (5800 and 5820 38th Street South); approval recommended by the Planning Commission on 10/5/21:
    1. Zoning Change from AG, Agricultural to MR-3, Multi-Dwelling Residential with a PUD, Planned Unit Development Overlay.
    2. 1st reading of rezoning Ordinance.
    3. Plat of Maplewood Estates Second Addition.
28. Recommendation to create a Task Force to address Street Racing.
29. Recommendation for appointments to the Economic Development Incentives Committee.
30. Update on the Roers/Newman Center Project.
31. Recommendation to designate Downtown Cab and Ride Share Pick-up areas.
32. Bid advertisement for Project No. FM-22-B.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 at least 48 hours before the meeting to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo website at [www.FargoND.gov/citycommission](http://www.FargoND.gov/citycommission).